

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public services – Revenue Department – Allegation of corruption against Sri Mulinti Kailasapathi, Mandal Surveyor, Ieeja Mandal, Mahabubnagar District – sanction of prosecution – Orders – issued.

---

REVENUE (VIGILANCE.IV.2) DEPARTMENT

G.O.Ms.No. 968

Dt. 14 –09-2009

ORDER

1. Whereas, Sri Mulinti Kailasapathi, worked as Mandal Surveyor, Ieeja Mandal, Mahabubnagar District from 01-06-2004 to 17-10-2008 and by virtue of the post held by him, he falls under the category of Public Servant as defined under section 2 (c) of the Prevention of Corruption Act, 1988 (Act 49 of 1988);

2. And whereas, Smt. Joshi Savitramma W/o Late Joshi Venkata Ramanacharyulu submitted an application Dt.14-03-2008 to the Tahsildar, Ieeja Mandal, Mahabubnagar District on 15-03-2008 with a request to conduct survey of lands situated in Sy.Nos 56 & 57 of Ieeja Village & Mandal as per rules along with survey fee challan of Rs. 250/- drawn on State Bank of Hyderabad, Gadwal Branch, Mahabubnagar District. On receipt of application submitted by Smt. Joshi Savitramma, the Tahsildar, Ieeja Mandal, Mahabubnagar District entrusted the said application to Sri Mulinti Kailasapathi, Mandal Surveyor, Ieeja Mandal on 15-03-2008 with an endorsement to conduct survey as per rules. As the said matter was entrusted to Sri Mulinti Kailasapathi, the son of Smt. Joshi Savitramma namely Sri. Joshi Raghavendracharyulu met Sri Mulinti Kailasapathi on 15-03-2008 and requested to conduct survey as per rules at the earliest. On which Sri Mulinti Kailasapathi asked him to pay an amount of Rs. 2,000/- for bringing Tippon. As requested by Sri Mulinti Kailasapathi, Mandal Surveyor, Ieeja Mandal, Sri Joshi Raghavendracharyulu paid an amount of Rs. 2,000/- to Sri Mulinti Kailasapathi on 15-03-2008 and requested him to conduct survey early. Sri Mulinti Kailasapathi conducted survey of the lands held by Smt. Joshi Savitramma in the first week of April, 2008 and took an amount of Rs. 1,500/- from Sri Joshi Raghavendracharyulu towards his expenses and asked him to see him after three or four days for collecting the survey report. After four days, when Sri Joshi Raghavendracharyulu met Sri Mulinti Kailasapathi at his residence and requested him for survey report, Sri Mulinti Kailasapathi demanded an amount of Rs.20,000/- for submitting his survey report in favour of Smt. Joshi Savitramma and also demanded to register 2.00 acres of land in his name after getting Pattadar Pass Books of the said land, otherwise he would prepare survey report against Smt. Joshi Savitramma and others. Even though Sri. Joshi Raghavendracharyulu met Sri M. Kailasapathii

(contd. on p.2)

several times and requested to submit survey report to the Tahsildar, Ileeja Mandal, Sri Mulinti Kailasapathi reiterated his earlier demand. Again on 15-10-2008 afternoon when Sri. Joshi Raghavendracharyulu contacted Sri Mulinti Kailasapathi over the cell phone bearing No. 9885378448 of Sri. Mulinti Kailasapathi and requested for the survey report, Sri. Mulinti Kailasapathi instructed Sri Joshi Raghavendracharyulu to be present at the R.D.O. office, Gadwal, Mahabubnagar District. Accordingly Sri. Joshi Raghavendracharyulu went to the R.D.O. office, Gadwal where Sri Mulinti Kailasapathi demanded to pay Rs. 20,000/- as bribe within two days for submitting favourable survey report and also demanded to register 2.00 acres of land in his name, after receiving Pattadar pass books. On which Sri. Joshi Raghavendracharyulu agreed to the conditions of Sri Mulinti Kailasapathi and informed Sri. Mulinti Kailasapathi, that he would pay an amount of Rs. 5,000/- initially as advance out of the demanded bribe amount within two days and requested Sri. Mulinti Kailasapathi to submit his survey report to the Tahsildar, Ileeja Mandal, Mahabubnagar District. For which Sri. Mulinti Kailasapathi agreed and directed to pay the bribe amount of Rs. 5,000/- within two days and the balance bribe amount soon and also demanded to register 2.00 Acres of land in his name;

3. And whereas, Sri Joshi Raghavendracharyulu was unwilling to pay the demanded bribe amount and to register 2.00 acres of land in the name of Sri Mulinti Kailasapathi, submitted a complaint to the Joint Director, CIU, ACB, Hyderabad on 16-10-2008 at 11.00 AM for taking necessary action against Sri Mulinti Kailasapathi with all the above details for taking necessary action. After due verification, the Inspector of Police, Anti-Corruption Bureau, Central Investigation Unit, Hyderabad registered the complaint of Sri Joshi Raghavendracharyulu as Cr No. 23/ACB-CIU-HYD/2008 under section 7 of the Prevention of Corruption Act, 1988 on 17-10-2008 and investigated into;

4. And whereas, on the date of trap i.e., on 17-10-2008 Sri Mulinti Kailasapathi, Mandal Surveyor, Ileeja Mandal, Mahabubnagar District was trapped when he demanded and accepted the amount of Rs. 5,000/- as illegal gratification other than legal remuneration from Sri. Joshi Raghavendracharyulu on the main road of Old Hospital i.e., on the southern side of Balaji High School i.e., in front of Sai Ram Medical Agencies (D.No.3-8-126), Mahabubnagar Town. The Phenolphthalein test conducted on both hand fingers of Sri. Mulinti Kailasapathi and the wearing inner flap of the right front short pocket of Sri Mulinti Kailasapathi in which tainted amount was kept by him after receiving the same from Sri. Joshi Raghavendracharyulu also yielded positive results. All the material objects, documents such as tainted amount of Rs. 5,000/- were recovered at the instance of Sri Mulinti Kailasapathi, short in which tainted amount was kept by Sri. Mulinti Kailasapathi, demarcation report prepared by Sri. Mulinti Kailasapathi etc., were seized during the course of post trap proceedings;

(contd. on p.3)

5. And whereas the above said acts of Sri. Mulinti Kailasapathi, Mandal Surveyor, Ileeja Mandal, Mahabubnagar District constitute an offence punishable under sections 7 and 13 (2) read with clause (d) of sub section (1) of section 13 of the Prevention of Corruption Act, 1988 (Act, 49 of 1988);

6. And whereas the Government of Andhra Pradesh, being the competent authority to remove Sri Mulinti Kailasapathi, Mandal Surveyor, Ileeja Mandal, Mahabubnagar District from Government service, after fully and carefully examining the material placed before them in respect of the above said allegations and having regard to the facts and circumstances of the case, consider that the said Sri Mulinti Kailasapathi, Mandal Surveyor, Ileeja Mandal, Mahabubnagar District should be prosecuted in a court of law for the aforesaid offences;

7. Now, therefore, in exercise of the powers conferred under clause (b) of sub section (1) of section 19 of the Prevention of Corruption Act, 1988 (Act 49 of 1988), the Government of Andhra Pradesh hereby accord sanction for the prosecution of the said Sri Mulinti Kailasapathi, Mandal Surveyor, Ileeja Mandal, Mahabubnagar District for the aforesaid offences punishable under sections 7 and 13 (2) read with clause (d) of sub section (1) of section 13 of the Prevention of Corruption Act, 1988 and for any other cognate offences punishable under any provisions of law for the time being in force in respect of the aforesaid acts and for taking cognizance of the said offences by a court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

RAJESWAR TIWARI  
SECRETARY TO GOVERNMENT

To  
The Director General,  
Anti-corruption Bureau,  
Andhra Pradesh, Hyderabad.

//FORWARDED BY ORDER//

SECTION OFFICER